



**United States Environmental Protection Agency
Region 1 – EPA New England
5 Post Office Square – Suite 100
Boston, MA 02109-3912**

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

MAR 04 2015

Michael Carter
Acting Executive Director
New Haven Solid Waste and Recycling Authority
34 Middletown Avenue
New Haven, CT 06513

Re: Request for Information Pursuant to Section 308 of the Clean Water Act; EPA Docket
No. CWA-01-308-15-004

Dear Mr. Carter:

The New Haven Solid Waste and Recycling Authority ("NHSWRA") owns and operates a Transfer Station permitted under the National Pollutant Discharge Elimination System ("NPDES"). EPA performed an inspection of the Transfer Station on April 8, 2014, and observed activities consistent with those provided in Definition 5 of the General Permit for the Discharge of Stormwater Associated with Industrial Activity ("ISW Permit"), initially issued by CTDEEP on October 1, 1992. The ISW Permit was most recently re-issued on October 1, 2002 ("2002 ISW Permit"), and on October 1, 2011 ("2011 ISW Permit").

The New Haven Department of Public Works representative present at the inspection identified the contractor CWMP, LLC as having oversight of day to day operations at the Transfer Station. To perform the inspection, EPA viewed the Transfer Station and discussed operations with the DPW representative. In May 2014 and June 2014, a representative from the New Haven Engineering Department provided EPA with records relevant to the Transfer Station.

Section 301(a) of the Clean Water Act (the "Act"), 33 U.S.C. § 1311(a), makes unlawful the discharge of any pollutant into waters of the United States except in compliance with an NPDES permit and other enumerated provisions of the Act. Section 308(a) of the Act, 33 U.S.C. § 1318(a), authorizes the Environmental Protection Agency ("EPA") to require the owner or operator of a point source to provide information needed to determine whether there has been a violation of the Act.

The NHSWRA is hereby required, pursuant to Section 308(a) of the Act, U.S.C. § 1318(a), to respond to this Request for Information (the "Request") within **45 calendar days of receipt of**

this letter. Please read the instructions in Attachment A carefully before preparing your response and answer each question in Attachment B as clearly and completely as possible.

An information request pursuant to Section 308(a) of the Act, 33 U.S.C. § 1318(a), is also being sent to the City of New Haven concurrently including questions similar to those provided in Attachment B.

Your response to this Request must also be accompanied by a certificate that it is signed and dated by the person who is authorized to respond to the Request. A Statement of Certification, Attachment C, is attached to this letter.

Information submitted pursuant to this Request shall be sent by certified mail and shall be addressed as follows:

United States Environmental Protection Agency
New England Region
5 Post Office Square - Suite 100 (OES 04-1)
Boston, MA 02109-3912
Attn: Jack Melcher

and

Connecticut Department of Energy and Environmental Protection
Bureau of Materials Management & Compliance Assurance
Water Permitting and Enforcement Division
79 Elm Street
Hartford, CT 06106-5127
Attn: Kim Hudak

Compliance with this Request is mandatory. Failure to respond fully and truthfully, or to adequately justify any failure to respond within the time frame specified above, also constitutes a violation of the Clean Water Act subject to enforcement action, including the assessment of penalties. In addition, providing false, fictitious, or fraudulent statements or representations may subject you to criminal prosecution under 18 U.S.C. § 1001.

If you have questions regarding this Request, please contact Jack Melcher, Enforcement Officer, at (617) 918-1663 or have your attorney contact Michael Wagner, Senior Enforcement Counsel, at (617) 918-1735.

Sincerely,



James Chow, Manager
Technical Enforcement Office
Office of Environmental Stewardship

cc: Kim Hudak, Connecticut Department of Energy and Environmental Protection

